IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1925 OF 2005

Shri Sunil Chilu Amrutkar .. Petitioner
V/s.
Asha w/o Sunil Amrutkar .. Respondent

Mr. P.N. Joshi for the Petitioner
None present for the Respondent

CORAM : B.H. MARLAPALLE, J.
DATED : 03.05.2005

P.C.:-

1. Heard Mr. Joshi, the learned counsel for the Petitioner. By the impugned order dated 26.7.2004, the learned Civil Judge Senior Division at Malegaon has decided the Application at Exhibit 13 filed under Section 24 of the Hindu Marriage Act for Maintenance Pendante Lite. The Maintenance amount for the Responded wife and two children has been fixed @ Rs. 1,000/- per month.

2. Mr. Joshi, the learned counsel referred the compromise deed and the amount of Rs. 6,50,000/-. It is clear that the said amount is deposited by the Petitioner in the Union Bank of India for the future of the two children and it has been treated to be a fixed deposit. The learned Judge of the Court below has considered this aspect as well and granted an amount of Rs. 1,000/- per month by way of interim maintenance.

3. View taken by the Court below, cannot be termed as perverse or manifestly erroneous, so as to call for interference in a Petition under Article 227 of the Constitution.

4. Petition, is therefore, rejected summarily.

(B.H. MARLAPALLE, J.)